

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA

IAN RUPERT,

Plaintiff,

v.

CREDIT CONTROL, LLC, et al.,

Defendants.

Case No. CIV-21-465-J

TRIAL DOCKET: APRIL 2022

SCHEDULING ORDER

☒ JURY TRIAL DEMANDED – ☐ NON-JURY TRIAL

THE COURT SETS THE FOLLOWING DEADLINES

1. Motions to join additional parties to be filed within 15 days of this Order.

2. Motions to amend pleadings to be filed within 15 days of this Order.

3. Plaintiff(s) to file a final list of expert witness(es) and submit expert reports to Defendant(s) and file a final list of witnesses, together with addresses and brief summary of expected testimony where a witness has not already been deposed by 11/5/2021.*

4. Defendant(s) to file a final list of expert witness(es) and submit expert reports to Plaintiff(s) and file a final list of witnesses (as described above) by 11/20/2021.*

5. (a) Plaintiff(s) to file a final exhibit list by 11/20/2021.* Defendant(s) to file objections to Plaintiff(s) final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B) by 12/5/2021.

(b) Defendant(s) to file a final exhibit list by 12/5/2021.* Plaintiff(s) to file objections to Defendant(s) final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B), by 12/20/2021.

***The listing of witnesses and exhibits shall separately state those expected to be called or used and those which may be called or used if the need arises. Except for good cause shown, no witness will be permitted to testify, and no exhibit will be admitted in any party's case in chief unless such witness or exhibit was included in the party's filed witness or exhibit list.**

6. Discovery to be completed by 1/5/2022.

7. All dispositive and *Daubert* motions to be filed by 12/1/2021.

If the deadline for dispositive motions and *Daubert* motions precedes the discovery deadline, the parties are expected to conduct any discovery necessary for such motions in advance of the motion deadline.

8. TRIAL DOCKET: April 2022.*

*Trial dockets generally begin the second Tuesday of each month; however, this practice varies, particularly during holidays. The published trial docket will announce the trial setting.

The interval between the deadline for dispositive and *Daubert* motions and the trial docket is relatively inflexible. Any extensions of time related to such motions will likely affect the trial date.

9. Designation of deposition testimony to be used at trial to be filed by 3/1/2022. Objections and counter-designations to be filed by 3/10/2022.*

***Parties objecting to use of deposition testimony must submit with their objections, the relevant portions of the deposition transcript with specific testimony highlighted.**

10. Motions in limine to be filed by 3/1/2022.*

***Unless the Court grants leave to file separate motions in limine, all motions in limine shall be consolidated into a single filing, which shall be subject to the page limitation in LCvR 7.1(d).**

***In addition to filing, the parties are encouraged, but not required, to submit their proposed jury instructions or findings of fact and conclusions of law in Word format to the Clerk via the Court's designated mail box: jones-orders@okwd.uscourts.gov**

11. Requested voir dire to be filed by 3/1/2022.

12. Trial briefs (optional unless otherwise ordered) to be filed by 3/1/2022.

15. Responses to motions in limine shall be filed within **14 days**. Any objection or response to the trial submissions referenced in ¶ 11, 12, 13, or 14 shall be filed within **7 days**.

13. Requested jury instructions to be filed on or before 3/1/2022.*

16. The Final Pretrial Report, approved by all counsel and in full compliance with Local Rules (*see* Appendix IV), together with a proposed order approving the report, to be filed by 3/1/2022.

14. NON-JURY CASES ONLY: Proposed findings and conclusions of law to be filed by no later than N/A.*

17. This case is referred to the following Court-sponsored ADR/settlement process or special trial track:

- ☐ by agreement of the parties, with the approval of the Court:
☒ by Order of the Court:

- ☐ Mediation
☐ Judicial Settlement Conference
☒ Other: The parties are encouraged to participate in an ADR/settlement process of their choice. The parties shall advise the Court by November 15, 2021 as to whether they have agreed to participate in mediation and/or are requesting a judicial settlement conference.

If the case is referred to mediation or some other form of private ADR, the process shall be completed, and a report filed with the Court by the parties, stating whether the case settled, not later than_____.

18. ☐ The parties consent to trial by Magistrate Judge.

19. Initial disclosures pursuant to Fed. R. Civ. P. 26 ☒ have been made, ☐ are excused, or ☐ shall be made no later than _____.

20. Other:_____.

Dated this 28th day of July, 2021.

BY ORDER OF THE COURT
 CARMELITA REEDER SHINN, CLERK OF THE COURT

By: /s/ D. Wayne Lee
 Deputy Clerk